Committee Room. Austin, Texas, Feb. 13, 1934. Hon, Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 16 carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Reports.

Committee Room, Austin, Texas, Feb. 13, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committe on State Affairs, to whom was referred

S. B. No. 12, A bill to be entitled "An Act to amend Article 3264, Revised Civil Statutes of 1925, by authorizing irrigation districts, water improvement districts and water power control districts to condemn land under the general condemnation statutes, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

WOODUL, Vice-Chairman.

Committee Room, Austin, Texas, Feb. 13, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 14, A bill to be entitled "An Act granting to the Houston Yachi Club, its successors and assigns, all right, title and interest of the State of Texas to certain land under the waters of Galveston Bay, for harbor purposes, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendment, and be printed.

WOODUL, Vice-Chairman.

Committee Amendment.

Strike out of Section 1 of S. B. No. 14, the following language next preceding Section 2:

*and so long thereafter as the Blackert. same may be used and maintained as a harbor."

Committee Room,

Austin, Texas, Feb. 14, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 16, A bill to be entitled "An Act to ratify, confirm and validate deliveries of road bonds heretofore made by counties wherein the counties have lawfully delivered bonds to purchasers thereof and have thereafter permitted the exchange of said bonds for other bonds of the same issues then remaining unsold and held by said counties, repealing all laws and parts of laws in conflict herewith, and declaring an emergency.'

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WOODWARD, Chairman.

THIRTEENTH DAY (Continued).

Senate Chamber. Austin, Texas, February 15, 1934.

The Senate met at 10 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Edgar E. Witt.

Senate Bill No. 8.

Senator Sanderford sent up the following amendment:

Amend C. S. S. B. No. 3, by striking out the word "two" in Sub-section H of Section 1, line 49, and insert therein the word "four."

SANDERFORD.

Senator Woodul sent up the following substitute to the amendment:

Substitute for the pending amendment by inserting "one" where the amendment specifies "four."

WOODUL.

The substitute amendment was lost.

Senator Holbrook moved to table the Sanderford amendment.

The motion to table prevailed by the following vote:

Yeas-14.

Collie. Duggan. Holbrook. Hornsby. Murphy.

Oneal. Redditt. Pace. Regan. Parr. Small. Woodul. Poage.

Nays-11.

Cousins. DeBerry. Greer. Martin. Moore.

Neal.

Rawlings. Russek. Sanderford. Stone. Woodruff.

Absent.

Beck. Hopkins. Patton.

Purl.

Woodward.

Absent-Excused.

Fellbaum.

The question recurred on the following amendment by Senator De-Berry, which amendment was pending at time of recess yesterday:

Amend C. S. S. B. No. 3, by striking out all of Section 3 after line 23, and placing period at the end of line 23

DeBERRY.

Senator Oneal called for a division in the vote on the two parts of the amendment.

Section 1 of the amendment was adopted.

Senator DeBerry moved that the last part of the amendment be withdrawn.

The motion prevailed.

Senator Sanderford sent up the following amendment:

Amend C. S. S. B. No. 3, by striking out the word "two" in Sub-section H of Section 1, and insert therein the word "three."

SANDERFORD.

Senator Woodul moved to table the amendment.

The motion to table prevailed by the following vote:

Yeas-16.

Beck. Pace. Blackert. Poage. Collie. Purl. Duggan. Redditt. Holbrook. Regan. Moore. Small Murphy. Woodul Oneal. Woodward. Nays-11.

Consins. Rawlings. DeBerry. Russek. Hornsby. Sanderford. Martin. Stone. Neal. Woodruff. Patton.

Absent.

Greer. Hopkins. Parr.

Absent-Excused.

Fellbaum.

The bill was read second time and passed to engrossment by the following vote:

Yeas-20.

Blackert. Parr. Cousins. Patton. DeBerry. Poage. Duggan. Rawlings. Greer. Regan. Hopkins. Russek. Hornsby. Sanderford. Martin. Small. Neal. Woodruff. Oneal. Woodward.

Nays--9.

Beck. Pace. Collie. Purl. Holbrook. Redditt. Moore. Woodul. Murphy.

(Pair Recorded.)

Senator Stone (present) who would vote yea, with Senator Fellbaum (absent) who would vote nay.

On motion of Senator DeBerry, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 3 was put on its third reading and final passage by the following vote:

Yeas-29.

Beck. Moore. Blackert. Murphy. Collie. Neal. Cousins. Oneal. DeBerry. Pace. Duggan. Parr. Greer. Patton. Hopkins. Poage. Hornsby. Purl. Martin. Rawlings. Redditt. Regan. Russek. Sanderford. Stone. Woodruff. Woodul. Woodward.

Small.

Nays-1.

Holbrook.

Absent—Excused.

Fellbaum

Senator Purl moved a call of the Senate until S. B. No. 3 was disposed

The motion was seconded and adopted, and the Sergeant-at-Arms was ordered to lock the doors of the Senate Chamber.

Read third time and finally passed by the following vote:

Yeas-21.

Patton. Blackert. Cousins. Poage. Rawlings. DeBerry. Regan. Duggan. Greer. Russek. Hopkins. Sanderford. Hornsby. Small. Martin. Stone. Neal. Woodruff. Oneal. Woodward. Parr.

Nays-9.

Beck. Collie. Holbrook. Moore.

Pace. Purl. Redditt. Woodul.

Murphy.

Absent-Excused.

Fellbaum.

Senate Simple Resolution No. 15.

Senator Holbrook sent up the following resolution:

Whereas, The Senate of Texas has learned with profound regret that an adopted son of this State has just closed a great career at his home in Chicago; and

Whereas, We recognized in Melvin Traylor characteristics of one of the most constructive business men of our nation, who stood at the vanguard of every movement for the common good; and

guished sons has gone to his higher reward and that each of us feel deeply grieved at this irreparable loss;

NOW, THEREFORE, BE IT RE-SOLved. By the Senate of Texas, That we join with his family and this nation in a common sorrow and that a copy of this resolution be mailed to each member of his family.

HOLBROOK. PACE. MARTIN. PARR. PATTON. BECK. BLACKERT, POAGE, COLLIE, PURL, COUSINS. RAWLINGS. DeBERRY, REDDITT. DUGGAN, REGAN, FELLBAUM, RUSSEK, SANDERFORD, GREER, HOPKINS. SMALL, HORNSBY, STONE, MOORE, WOODRUFF. MURPHY, WOODUL, NEAL. WOODWARD. ONEAL.

The resolution was adopted by a rising vote.

The Following Bills on First Reading.

By Senator Parr:

S. B. No. 23, A bill to be entitled "An Act amending Section 7, of Chapter 13 of the Third Called Session of the Forty-second Legislature. as amended by S. B. No. 300, passed by the Regular Session of the Fortythird Legislature, by adding thereto subdivision (o) relating to payment of refunding eligible obligations of counties and defined road districts; and providing that the Board of County and District Road Indebtedness may continue to contribute and pay on such refunding bonds at the same rates and in the same amount it would have paid under the rates and maturities on such indebtedness before same was refunded; providing that any reduction of interest on refunding bonds shall inure to the county so refunding; and providing for the written consent and approval of such board by the commissioners' court before refunding, and declaring an emergency."

Read first time and referred to the Committee on State Affairs.

By Senator Parr:

S. B. No. 24, A bill to be entitled "An Act to validate all proceedings Whereas, In his untimely passing, and acts of governing boards of cities we feel that one of our most distin- | containing a population of not more

than 11,000 and not less than 10,500, according to the next preceding Federal census, in connection with the issuance of funding warrants and funding bonds heretofore authorized or attempted to be authorized under the provisions of Chapter 163, Acts Forty-second Legislature, Regular Session; and declaring an emergency."

Read first time and referred to the Committee on State Affairs.

By Senators Moore and Hornsby: S. B. No. 25, A bill to be entitled "An Act authorizing the Board of Regents of the University of Texas to complete the construction, furnishing and equipment of the administration and library building, and for the payment of the cost thereof to issue its negotiable notes or bonds payable solely from revenues from grazing and other surface leases of University lands, and to pledge such rovenues to such purpose; to authorize the Board of Regents to enter into such agreements or contracts with respect thereto as it may deem proper; to provide for the payment of the cost of furnishing and equipping said building; to provide for the handling, depositing, and disposition of the revenues pledged hereunder; to validate contracts heretofore entered into in furtherance of the purpose of this Act; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

Read first time and referred to the Committee on Finance.

Senator Moore moved that the constitutional rule be suspended, and that the bill be taken out of its regular order.

The rule was suspended by the following vote:

Yeas--30.

Beck. Pace. Blackert. Parr. Collie. Patton. Cousins. Poage. DeBerry. Purl. Duggan. Rawlings. Greer. Redditt. Holbrook. Regan. Hopkins. Russek. Sanderford. Hornsby. Martin. Small. Moore. Stone. Woodruff. Murphy. Neal. Woodul. Oneal. Woodward.

Absent-Excused.

Fellbaum.

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to engrossment.

On motion of Senator Moore, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 25 was put on its third reading and final passage by the following vote:

Yeas-30.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Greer.	Redditt.
Holbrook.	Regan.
Hopkins.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward

Absent-Excused.

Fellbaum.

Read third time and finally passed by the following vote:

Yeas--30.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
Cousins.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Greer.	Redditt.
Holbrook.	Regan.
Hopkins.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent-Excused.

Fellbaum.

Message From the House.

Hall of the House of Representatives, Austin, Texas, Feb. 15, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 9, A bill to be entitled "An Act authorizing certain State schools to construct, operate and maintain through funds or loans to be obtained from the Government or any agency created under the National Recovery Act."

Respectfully submitted. LOUISE SNOW PHINNEY, Chief Clerk, House of Representatives.

Message From the Governor.

Executive Department, Austin, Texas, Feb. 15, 1934. To the Forty-third Legislature in Second Called Session:

At the request of Senator Martin. I am submitting herewith for your consideration a bill to be entitled "An Act to amend Article 1650 of the Revised Civil Statutes of Texas, 1925; repealing all laws in conflict herewith; and declaring an emergency."

At the request of Senator Parr, I am submiting herewith for your consideration a bill to be entitled: "An Act amending Section 7 of Chapter 13 of the Third Called Session of the Forty-second Legislature as amended . . . and declaring an emergency."

At the request of Senator Parr, I am submititng herewith for your consideration a bill to be entitled: "An Act to validate all proceedings and acts of governing boards of cities containing a population of not more than 11,000 and not less than 10,500, according to the next preceding Federal census, in connection with the issuance of funding warrants and funding bonds heretofore suthorized or attempted to be authorized under the provisions of Chapter 163, Acts Forty-second Legislature, Regular Session; and decharing an emergency."

At the request of the Board of Regents of the University of Texas, I am submitting herewith for your conaderation a bill to be entitled: "An Act authorizing the Board

tion, furnishing and equipment of the administration and library building, and for the payment of the cost thereof to issue its negotiable notes or bonds payable solely from revenues from grazing and other surface leases of University lands . . . and declaring an emergency."

At the request of Representative Holekamp, I am submitting herewith for your consideration a bill to be entitled: "An Act relating to the conservation and development of lands in the State of Texas, pursuant to Section 59 of Article 16 of the State Constitution . . . providing for the creation of districts known as 'Cedar Eradication Districts' and de-claring an emergency."

Respectfully submitted, MIRIAM A. FERGUSON. Governor of Texas.

Adjournment.

On motion of Senator Patton, the Senate, at 12:40 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

Committee on Engrossed Bills.

Committee Room. Austin, Texas, Feb. 15, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 3 carefully examined and compared and find same correctly engrossed.

REGAN, Chairman.

Committee Room, Austin, Texas, Feb. 15, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 25 carefully examined and compared and find same correctly engrossed.

REGAN, Chairman.

Committee Reports.

.Committee Room, Austin, Texas, Feb. 15, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir. We, your Committée on Finance, to whom was referred

S. B. No. 22, A bill to be entitled "An Act to provide for holding a of Regents of The University of Texas Centennial Celebration or Cele-Texas to complete the construc-| brations in 1936; to provide for the creation of a Texas Centennial Commission and making an appropriation of \$250,000.00 for carrying out the provisions of this Act."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendments, and be printed.

HOLBROOK, Chairman.

Committee Amendment No. 1.

It shall be the duty of the Commission at the Regular Session of the Forty-fourth Legislature to make a report of all activities in progress made up to that time, and especially as to location, character and general plans for the holding of the exposition and Centennial insofar as possible

Committee Amendment No. 2.

Provided that no concession shall be granted to any person, firm or corporation to operate any concession, entertainment or any buiness that might be allowed on any of the properties of said Centennial until said concessionnaire has presented and exhibited to the Board of Censors to be appointed by the Texas Centennial Commission the concession or entertainment.

Committee Amendment No. 3.

Amend Section 11 by striking out all after the word "necessary" in line 5 and include a provision that the "warrants shall be drawn by the Comptroller and Treasurer on requisition attested by the secretary of the commission and signed by the president thereof."

Committee Room, Austin, Texas, Feb. 15, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 17, A bill to be entitled "An Act providing for the Agricultural and Mechanical College Substation No. 12, located in Hardeman County, Texas, in order to provide material and labor to reconstruct buildings destroyed by fire on January 18, 1934; making an appropriation to said Agricultural and Mechanical College Sub-station No. 12, for said purposes."

Have had the same under consid-

eration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that H. B. No. 45 be substituted therefore, and that said H. B. No. 45 do pass and be not printed.

HOLBROOK, Chairman.

Committee Room,
Austin, Texas, Feb. 15, 1934.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 45, A bill to be entitled "An Act providing for the Agricultural and Mechanical College Substation No. 12, located in Hardeman County, Texas, in order to provide material and labor to reconstruct buildings destroyed by fire on January 18, 1934; making an appropriation to said Agricultural and Mechanical College Sub-station No. 12, for said purposes."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

Committee Room, Austin, Texas, Feb. 15, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 21, A bill to be entitled "An Act reappropriating any unexpended balances of the funds appropriated in aid of rural schools of the State of Texas in the emergency appropriation to pay outstanding indebtedness incurred through the operation of the rural aid law as made by Chapter 173, Acts Regular Session, Forty-third Legislature; such unexpended balances to be used for the purpose of supplementing the rural aid appropriation as made by Chapter 211, Acts Regular Session, Forty-third Legislature, such unexpended balances or so much thereof as may be necessary to be used and expended in aid of rural schools under the provisions of Chapter 211, Acts, Regular Session, Forty-third Legislature.'

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

Committee Room, Austin, Texas, Feb. 15, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 27, A bill to be entitled "An Act making an appropriation to pay deficiencies for interest on bonds of the State of Texas, held by Permanent School Fund, Permanent Lunatic Asylum Fund, Permanent Blind Institute Fund, Permanent Deaf and Dumb Institute Fund and Permanent Orphans Home Fund of the State of Texas, authorizing payment of interest on the taking effect of this Act."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

Committee Room, Austin, Texas, Feb. 15, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 38, A bill to be entitled "An Act appropriating the sum of Twelve Hundred Dollars for each of the two years beginning September 1, 1933 and September 1, 1934, to pay the traveling and living expenses of Justices of the several Courts of Civil Appeals in hearing oral arguments in transferred cases under the provisions of Chapter 151 of the General Laws of the State of Texas, passed at the Regular Session of the Forty-third Legislature.'

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendments thereto, and be not printed.

HOLBROOK, Chairman.

Committee Amendment No. 1.

Amend H. B. No. 38, by inserting between Sections 1 and 2 a new section, Section 2, and changing the present Section 2 to Section 3, the new Section 2 to read as follows:

"Sec. 2. That the sum of One Hundred and Five (\$105.00) Dollars for each of the two years beginning September 1, 1933 and September 1, 1934, be appropriated in addition to the sums already appropriated under the provisions of Chapter 166 of the port it back to the Senate with the

General Laws of the State of Texas, passed at the Regular Session of the Forty-third Legislature for the maintenance of King's Park, Refugio."

Committee Amendment No. 2.

Amend the caption to H. B. No. 38 by inserting after the word Legislature and before the word and in the last line of the caption the following:

"and appropriating the sum of One Hundred and Five (\$105.00) Dollars for each of the two years beginning September 1, 1933 and September 1, 1934, in addition to the sums already appropriated under the provisions of Chapter 166 of the General Laws of the State of Texas, passed at the Regular Session of the Forty-third Legislature for the maintenance of King's Park, Refugio,"

Committee Room, Austin, Texas, Feb. 15, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 23, A bill to be entitled "An Act amending Section 7 of Chapter 13 of the Third Called Session of the Forty-second Legislature as amended by S. B. No. 300, passed by the Regular Session of the Fortythird Legislature, by adding thereto subdivision (o) relating to payment of refunding eligible obligations of counties and defined road districts; etc., and declaring an emergency.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WOODUL, Vice-Chairman.

Committee Room Austin, Texas, Feb. 15, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 24, A bill to be entitled "An Act to validate all proceedings and acts of governing boards of cities containing a population of not more than 11,000 and not less than 10,500, according to the next preceding Federal census, etc., and declaring an emergency.

Have had the same under consideration, and I am instructed to rerecommendation that it do pass, and be not printed.

WOODUL, Vice-Chairman.

Committee Room, Austin, Texas, Feb. 15, 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 25, A bill to be entitled "An Act authorizing the Board of Regents of The University of Texas to complete the construction, furnishing and equipment of the administration and library building, and for the payment of the cost thereof to issue its negotiable notes or bonds payable solely from revenues from grazing and other surface leases of University lands, and to pledge such revenues to such purpose; to authorize the Board of Regents to enter into such agreemnts or contracts with respect thereto as it may deem proper; to provide for the payment of the cost of furnishing and equipping said building; to provide for the handling, depositing, and disposition of the revenues pledged hereunder; to validate contracts heretofore entered into in furtherance of the purpose of this Act; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.'

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

Committee Room, Austin, Texas, Feb. 14. 1934. Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 31, A bill to be entitled "An Act amending Chapter 90, Acts of the First Called Session of the Forty-third Legislature, 1933, by adding to Section 1 thereof a new subdivision defining the term "Counterfeit Stamp" as used in said Act; and further amending . . . etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

Committee Room, Austin, Texas, Feb. 15, 1934. Hon. Edgar E. Witt, President of the Senate. Sir: We, your Committee on Finance, to whom was referred

H. B. No. 39, A bill to be entitled "An Act making an emergency appropriation of money for the Penitentiary System, located at Huntsville, Texas; providing the purposes thereof, the means and manner of expenditure."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

FOURTEENTH DAY.

Senate Chamber, Austin, Texas, February 16, 1934.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.

The roll was called, a quorum being present, the following Senators answering to their names:

Pace. Beck. Blackert. Parr. Patton. Collie. Poage. Cousins. Purl. DeBerry. Rawlings. Duggan. Redditt. Greer. Holbrook. Regan. Hopkins. Russek. Hornsby. Sanderford. Martin. Small. Neal. Stone. Woodruff. Oneal. Moore. Woodul. Murphy. Woodward.

Absent—Excused.

Fellbaum.

Prayer by the Chaplain, Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

Senator Beck sent up the following resolution: